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Bcc: CN=Jayne Carlin/OU=R10/O=USEPA/C=US[]

From: CN=Jayne Carlin/OU=R10/O=USEPA/C=US

Sent: Wed 4/11/2012 4:56:54 PM

Subject: ACTION NEEDED ASAP: Complete New Doodle Poll on Availability in Late May/Early July for Quarterly Conference Call on Progress on Commitments under CZARA 6217 Settlement Agreement

<http://www.doodle.com/fwe2sqf9ivbrwt74>

Hi All:

Thanks to all of you who completed the poll. It turns out that none of the dates in June worked for a majority of the key folks (probably due to the beginning of vacation season) so I am requesting you complete this new poll on your availability for the Quarterly Conference Call in either late May or early July to discuss progress on commitments under the CZARA 6217 Settlement Agreement.

Please complete the following doodle poll and don't forget to change the time zone. Please forward to anyone else who should be invited to participate in the call.

<http://www.doodle.com/fwe2sgf9ivbrwt74>

The March 5 Meeting Summary and action items are contained in the email below. For your convenience, I have listed the action items immediately below.

Action Items

Forestry

Joshua Seeds, DEQ, will distribute the outline of the White Paper by the end of March.

New Development

Gene Foster, DEQ, will distribute the revised draft "Guidance for TMDL Implementation Plan Development for Urban/Rural Residential Land Uses within the Coastal Zone Management Area" by April 15, 2012.

On-site Disposal System

Randy Trox may provide an outline of the draft rules (on OSDS inspections at time of transfer by trained/certificated inspectors) by June 2012.

Mid-Coast TMDL Stakeholder Involvement Process

Dave Waltz will send out the agenda for the March 20 LSAC Kick-off meeting by March 9 and a list of the Ad Hoc Policy Group members by the end of March/early April.

Regards,

Jayne Carlin, OR CZARA 6217 Coordinator

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----- Forwarded by Jayne Carlin/R10/USEPA/US on 04/06/2012 01:44 PM -----

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Date: 03/05/2012 05:22 PM

Subject: REVIEW: Action Items from March 5 OR CZARA 6217 Conference Call

March 5 OR CZARA 6217 Conference Call

Introductory Statement (Greg Aldrich, Oregon DEQ)

Addressing the settlement agreement is one of Greg's highest priorities. He is fully engaged and committed to protecting resources (including staff) dedicated to this work from competing priorities. He noted the great teamwork between the three

agencies who are all working towards the common good.

CZARA Settlement Agreement Overview & Schedule (Allison Castellan, NOAA)

Two key dates:

Nov 15, 2013: NOAA/EPA's decision published in the Federal Register that either proposes:

full approval of Oregon's CNPCP or

withhold CWA Section 319 and CZMA Section 306 funds if the program is not fully approved.

Therefore by June 2013, NOAA and EPA need all information in order to make the decision.

Dec 31, 2012: NOAA and EPA must prepare a written assessment to Oregon DEQ with copy to the plaintiff on

whether implementation of the Oregon Coastal TMDL Approach in the Mid-Coast Sub-basins is likely to result in actions that will achieve and maintain WQS and

whether Oregon's plan for developing and updating TMDLs for all sub-basins in the CNPCP management area using the Oregon Coastal TMDL Approach could satisfy the outstanding forestry condition.

Therefore by December 2012, NOAA and EPA need enough information to develop that assessment. This may be challenging as the draft mid coast TMDL is scheduled for public notice in January 2013 with submittal to EPA by June 2013 (one year later than originally scheduled).

Forestry

To address this condition, DEQ plans to develop Implementation-Ready TMDLs and a White Paper describing Oregon's proposed approach to assessing, targeting, and addressing landslide prone areas and road density (particularly on legacy roads) and including methodologies and examples of safe harbor BMPs (see 3b & c in attachment of the May 12, 2010 letter). The outline should be available by the end of this month while the final white paper should be available by the fall. The Mid-Coast TMDLs are scheduled for public notice in January 2013 with final submittal to EPA by June 2013. ODF plans to complete its rule making process on protections (riparian measures) for small and medium fish bearing streams in private forests by January 2013 which is considered an ambitious date. The mid-coast TMDL (and white paper) will cover non-fish bearing streams too.

Gene has requested clarification from their attorneys on whether the BMPs pertaining to sediment reduction in the TMDL implementation plans can apply to the entire basin even if some of the waterbodies are not on the list of impaired waters for sediment.

Joshua Seeds, DEQ, will distribute the outline of the White Paper by the end of March.

New Development

DEQ is expanding the draft "Guidance for TMDL Implementation Plan Development for Urban/Rural Residential Land Uses within the Coastal Zone Management Area" so that it covers Stormwater MS4s, TMDL implementation plan and CZARA requirements. This new guidance will be incorporated into existing TMDLs, as the coastal TMDLs are updated to become implementation ready TMDLs. Draft guidance will be distributed to urban DMAs and other stakeholders for review and DEQ will provide training for basin coordinators and urban DMAs on content of the guidance once it is finalized.

Gene Foster, DEQ, will distribute the revised draft TMDL Implementation Guidelines by April 15, 2012.

On-site Disposal System

Oregon is currently preparing an outline of the rules and planning to have public hearings on the rulemaking in mid-October.

Oregon is planning to have proposed draft rules for Oregon's Environmental Quality Commission (EQC) to consider around the end of 2012 and for EQC approval by February, 2013. Challenge is developing a user friendly way for folks to determine whether their OSDS falls within the coastal zone (as county and coastal zone boundaries differ). May need help in preparing the rules.

Randy Trox will provide an outline of the draft rules (on OSDS inspections at time of transfer by trained/certificated inspectors) by June 2012. Oregon is planning to have proposed draft rules around the end of 2012.

Mid-Coast TMDL Stakeholder Involvement Process

The kick off meeting for the Local Stakeholder Advisory Committee (LSAC) (on the Mid-Coast Implementation-Ready TMDLs) is scheduled for March 20. DEQ sent out 32 invitations to stakeholders representing a variety of interests and are busy preparing for this meeting. The Ad Hoc Policy Group meeting will likely be held in April. The cost of facilitating the meetings are higher than anticipated. The initial estimate was around 300K and DEC reduced it by 1/3 to around 200K. EPA is using TMDL dedicated funds to cover 120K. Right now there is a need for 80K to cover the rest of the facilitation costs.

Dave Waltz will send out the agenda for the March 20 LSAC Kick-off meeting by March 9 and a list of the Ad Hoc Policy Group members by the end of March/early April.

Potential Agenda and Schedule for Next Conference Call

Our next call will be held around June 2012. Possible agenda items could include:

White Paper Outline (BMPs and methodologies addressing landslide prone areas and problematic roads) and thoughts on which methodologies to use in the Mid-Coast TMDLs.

Final TMDL Implementation Guidelines & strategy outline for updating existing TMDL Implementation Plans to incorporate new

guidance.

Outline of draft OSDS rules

Regards,
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